



In re Application of: Mitchell et al.  
Application No. 09/424,519  
Filed: March 3, 2000  
For: The Use of a Nitroxide or a Prodrug Thereof in the the Prophylactic and Therapeutic Treatment of Cancer

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**COMMISSIONER OF PATENTS AND TRADEMARKS**  
Washington, D.C. 20231

Sir:

Transmitted herewith is a Response to a Restriction Requirement in the subject application.

Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established by a verified statement previously submitted.

A verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27 is enclosed.

Petition For Extension Of Time

Applicant(s) petitions for a one-month extension of time under 37 C.F.R. § 1.136, the fee for which is \$110.00 (enclosed).

Applicant(s) believes that no petition for an extension of time is necessary. However, to the extent that such petition is deemed necessary, applicant(s) hereby petition for a sufficient extension of time to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.

No additional claim fee is required.

Other:

The claim fee has been calculated as shown below:

						SMALL ENTITY		OTHER THAN A SMALL ENTITY	
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		EXTRA CLAIMS PRESENT		RATE	ADDITIONAL CLAIM FEE	RATE	ADDITIONAL CLAIM FEE
TOTAL	27	MINUS	27	=0	x 9=	\$0		x 18=	\$
INDEPENDENT	1	MINUS	3	=0	x 40=	\$0		x 80=	\$
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE CLAIM					+ 130=	\$		+ 260=	\$
					TOTAL	\$0	TOTAL	\$0	

Please charge my Deposit Account No. 12-1216 in the amount of \$ attached.

A check in the amount of \$ is attached.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216. A duplicate copy of this sheet is attached.

Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims.

Any patent application processing fees under 37 C.F.R. § 1.17.

Respectfully submitted,

LEYDIG, VOIT & MAYER, LTD.

By

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